

REMARKS

At the outset, the Examiner is thanked for the thorough review and consideration of the pending application. The Office Action dated December 20, 2007 has been received and its contents carefully reviewed.

Claims 18-26, 28-30, 36 and 38 are currently pending. Reexamination and reconsideration of the pending claims is respectfully requested.

In the Office Action, the Examiner rejected claims 18-26, 28-30, 36 and 38 under 35 U.S.C. § 103(a) as being unpatentable over Fujino (U.S. Patent No. 6,809,785) in view of Matsushita et al. (U.S. Patent No. 6,885,418).

This rejection is respectfully traversed and reconsideration is requested. Claim 18 is allowable over the cited references in that claim 18 recites, for example, a combination of elements including, "...wherein a top surface of the first passivation layer between the plurality of protrusions is substantially even...an overcoat layer on the color filter layer, a surface of the overcoat layer having a recess portion in the transmissive region..." None of the cited references teaches or suggests at least this feature of the claimed invention.

The Examiner states at page 2 of the Office Action, *inter alia*, that FIG. 8 of Fujino teaches the limitation "wherein a top surface of the first passivation layer between the plurality of protrusions is substantially even." However, Applicant disagrees. Fujino states, at column 7 lines 22-34, that "...as shown in the photomask 20 of FIG. 8 for example, the pattern section 22 forming the irregular section, can constitute the plurality of fine, concentric, ring-shaped patterns 22a shown in FIG. 9A...by heating and reflowing after developing as shown in FIG. 9B, each of the patterns forming the surface irregularities on the photoresist layer 6 can be made into smooth shape." Further, Fujino states, at column 7 lines 56-59, that "When the interlayered insulator film 5 is dry-etched using the patterned photoresist layer 6 as the etching mask, the shape of the photoresist layer 6 is transferred to the interlayered insulator film 5..." Also, see FIGs. 1C-1D. That is, it appears that Fujino merely discloses that the top surface of the interlayered insulator film 5 has a smooth uneven shape. Fujino is silent with respect to

the claimed limitation "a top surface of the first passivation layer between the plurality of protrusions is substantially even."

In addition, the Examiner states at page 2 of the Office Action, *inter alia*, that Matsushita et al. teaches the limitation "a surface of the overcoat layer having a recess portion in the transmissive region" of the claimed invention. Applicant disagrees. Matsushita et al. states, at column 11 lines 10-23, that "...The overcoat layer 9 is for flattening the irregular surface of the color filter 10...the surface irregularities are eliminated by the overcoat layer 9." That is, it appears that Matsushita et al. merely discloses that the overcoat layer 9 is flat, and Matsushita et al. is silent with respect to the claimed limitation "a surface of the overcoat layer having a recess portion in the transmissive region."

For at least these reasons, Applicant respectfully submits that claim 18 and claims 19-26, 28-30, 36 and 38, which depend therefrom, are allowable over the cited references.

Applicant believes the application is in condition for allowance and early, favorable action is respectfully solicited. If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

Dated: March 20, 2008

Respectfully submitted,

By: /Gustavo Siller, Jr./
Gustavo Siller, Jr.
Registration No.: 32,305
BRINKS HOFER GILSON & LIONE
P. O. BOX 10395
CHICAGO, IL 60610
312.321.4200
Attorney for Applicants